Application No.: 09/976,283

Attorney Docket No. GPT-024.01

Applicant(s): Dang et al.

Filed: October 12, 2001

Compositions for Release of Radiosensitizers, and Methods of Making and Using the Same

The following was/were received in the U.S. Patent & Trademark Office mail room on the date stamped hereon:

Response under 37 CFR §1.111 (13 pages); 1.

- Supplemental Information Disclosure Statement under 37 CFR § 1.97 (c)(2) (2 pages); 2.
- 3. Form PTO 1449 listing references EA-EB (1 page);
- 4. Complete references EA-EB (2 references);
- **5**. 4 Petition for Three Month Extension of Time (1 page):
- 2 Checks in the sum of \$180.00 (Supplemental IDS) and \$475.00 (3 month extension); 6. and
- This Return Postcard. 7.

Atty TCK

Mailing Date: October 31, 2003

Application No.: 09/976,283

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Attorney Docket No. GPT-024.01

Applicant(s): Dang et al.

Filed: October 12, 2001

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2 Checks in the sum of \$180.00 (Supplemental IDS) and \$475.00 (3 month extension); 6.

7. This Return Postcard.

Atty TCK

Mailing Date: October 31, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wenbin Dang et al

Serial No:

09/976,283

Filed:

October 12, 2001

For:

Compositions for Release of

Radiosensitizers, and Methods of Making and Using the Same

Examiner: Azpuru, C.

Art Unit:

1615

Attorney Docket No. GPT-024.01

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 2, 2004.

Shirine Darvish

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUBMISSION OF DUPLICATE INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed please find a copy of correspondence that was mailed to the USPTO on October 31, 2003. Included in that mailing were:

- 1. Response under 37 CFR §1.111 (13 pages);
- 2. Supplemental Information Disclosure Statement under 37 CFR § 1.97 (c)(2) (2 pages);
- 3. Form PTO 1449 listing references EA-EB (1 page);
- 4. Complete references EA-EB (2 references);
- 5. Petition for Three Month Extension of Time (1 page);
- 6. 2 Checks in the sum of \$180.00 (Supplemental IDS) and \$475.00 (3 month extension); and
- 7. This Return Postcard.

Copies of items 2-4 are enclosed. A copy of the return postcard with OIPE postmark of November 3, 2003, is also enclosed.

We respectfully request that this duplicate IDS, which includes a duplicate copy of the listed references, be matched with the file and forwarded to the Examiner for consideration under 37 CFR 1.97 (c).

No additional costs are believed to be due in connection with this duplicate submission. If, however, there are costs associated with this submission, please charge the appropriate fee to our **Deposit Order Account No. 06-1448**, **Reference GPT-024.01**.

Should there be any questions after reviewing this duplicate submission, the Examiner is invited to contact the undersigned at (617) 832-1000.

Date: August 2, 2004

Customer No: 29755
Patent Group
Foley Hoag, LLP
155 Seaport Boulevard
Boston, MA 02109-2170

Respectfully Submitted,

Theresa Kavanaugh Reg. No. 50,356 Agent for Applicants **FATES PATENT AND TRADEMARK OFFICE**

In re Application of: Dang et al.

Application No: 09/976,283

Filed: October 12, 2001

Compositions for Release of Radiosensitizers, For:

and Methods of Making and Using the Same

Examiner:

C. Azpuru

Art Unit:

1615

Attorney Document No.: GPT-024.01

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 31, 2003.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97 (c)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § § 1.56 and 1.97(c), the Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. A copy of each publication is being submitted herewith.

Applicants have listed dates of publication on the attached PTO-1449 for the cited documents based on information presently available to the undersigned. However, the listed publication dates should not be construed that the information in the cited documents was actually published or otherwise publicly available on the date indicated.

Applicants respectfully request that the Examiner consider the listed documents and

indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor

does it constitute an admission that each or all of the listed documents are material or constitute

"prior art." Further, if the Examiner applies any of the documents as prior art against any claim

in the application and Applicants determine that the cited documents do not constitute "prior art"

under United States law, Applicants reserve the right to present to the Office the relevant facts

and law regarding the appropriate status of such documents. Moreover, the Applicants further

reserve the right to take appropriate action to establish the patentability of the disclosed invention

over the listed documents, should one or more of the documents be applied against the claims of

the present application.

Although we believe that we have provided for the fee due in connection with this

submission, the Commissioner is authorized to credit any overpayment or charge any

deficiencies to/from our Deposit Account No. 06-1448.

Should there be any questions after reviewing this paper, the Examiner is invited to

contact the undersigned at (617) 832-1000.

Date: October 31, 2003

Customer No: 29755

Patent Group Foley Hoag LLP

155 Seaport Boulevard

Boston, MA 02210-2600

Respectfully Submitted,

Theresa C. Kavanaugh

Reg. No. 50,356

Agent for Applicants

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